

FISCAL NOTE

TO: Chief Clerk of the Senate
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: March 15, 1995

SUBJECT: **SB 1755 - HB 1770**

This bill, if enacted, will redefine the offense of stalking to remove the requirement that intention of the defendant be proven. The bill also increases the penalty from a Class E to a Class C felony for a second or subsequent offense involving the same victim. The penalty for a second or subsequent violation involving a different victim will increase from a Class A misdemeanor to a Class E felony.

The fiscal impact from enactment of this bill is estimated to be an increase in state expenditures of \$17,077 for incarceration*. This estimate is based upon one conviction each year of Class C stalking receiving a three year sentence with 30% or 329 days actually being served at \$38.90 per day and one conviction each year of a Class E stalking receiving a sentence of one year with 30% or 110 days actually being served at a cost of \$38.90 per day.

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive
Director

*Section 9-6-119, TCA, requires that: *For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*